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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION

OF: SCHELBERGER ET AL.

CONFIRMATION No.: 1391

SERIAL No. 09/868,515

GROUP ART UNIT: 1617

FILED: JUNE 18, 2001

EXAMINER:

SHAOJIA A. JIANG

FOR: FUNGICIDAL MIXTURES BASED ON MORPHOLINE OR PIPERIDINE
DERIVATIVES AND OXIME ETHER DERIVATIVES

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner of Patents and Trademarks, Alexandria, Va 22313-1450, on:

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Herbert B. Keil

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December 08, 2003

Date of Signature

Honorable Commissioner

for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

REPLY UNDER 37 C.F.R. §1.111

Sir:

In reply to the Office action of July 15, 2003, it is respectfully requested that the following remarks be entered and considered for further prosecution of the above-identified application:

R E M A R K S

12/11/2003 AOSMAN1 00000091 09868515

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Claims 12 to 23 as set forth in Appendix II of applicants' request for continued examination and as renumbered by the Examiner are pending in this case.

Claims 12 to 23 stand rejected under Section 112, ¶1, for lack of a description which enables a person of skill in the pertinent art to make and/or use the claimed invention.